

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION (DAYTON)

ART SHY, et al.

Plaintiffs,

vs.

NAVISTAR INTERNATIONAL  
CORPORATION, et al.

Defendants.

Case No. 3:92-CV-00333

District Judge Walter H. Rice


---

**ORDER SUSTAINING DEFENDANTS'**  
**MOTION TO MODIFY CONSENT DECREE**

Upon consideration of Defendants' Motion to Modify the 1993 Consent Decree, Dkt. 575 (hereafter the "Motion"), and the written submissions related to the Motion, and for good cause shown, it is hereby ORDERED that the Motion is SUSTAINED. The Court finds that good cause exists to modify the 1993 Consent Decree (Dkt. 327) on a going forward basis from the completed acquisition date between TRATON and Navistar, and that the modification is not otherwise intended to modify the Consent Decree. The Court therefore ORDERS that the Consent Decree be modified in the manner described as follows:

All references to generally accepted accounting principles or GAAP in the original 1993 Consent Decree in this matter shall be deemed, as of the completed acquisition date between TRATON and Navistar and onward, to reference the equivalent provision, principle, or standard under the International Financial Reporting Standards or IFRS.

Dated: August 11, 2021

  
\_\_\_\_\_  
Walter H. Rice  
United States District Judge